

MONDAY, FEBRUARY 26, 1990

SEVENTIETH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. Carl Scarlett, Miracle Baptist Church, LaVergne, Tennessee.

Representative Fred Hobbs led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 93

Representatives present were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Jackson was excused due to important business in Dickson, Tennessee.

The Speaker announced that Representative Nuber was excused due to an out-of-state trip.

The Speaker announced that Representative Whitson was excused to take care of business at home.

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JOURNAL CORRECTION

The bills below should have been included in those referred to the Council on Pensions and Insurance as noted:

House Bill No. 1703 (January 29, p. 2738); House Bill No. 1991 (February 1, p. 2795); House Bills Nos. 2143, 2211, 2213, 2341 and 2491 (February 7, p. 2892).

MESSAGE FROM THE SENATE

February 23, 1990

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1816; also, House Joint Resolution(s) No(s). 619, 621 and 627; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

February 23, 1990

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1606, 1682, 1759, 1869 and 1878; also, Senate Joint Resolution(s) No(s). 477, 478, 480 and 493; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENROSSING CLERK

February 26, 1990

MR. SPEAKER: Your Chief Enrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 1816; and House Joint Resolution(s) No(s). 619, 621 and 627; for his action.

BETTY KAY FRANCIS,
Chief Enrossing Clerk.

**JOINT STATUTORY COMMITTEE REPORT
COUNCIL ON PENSIONS AND INSURANCE**

February 26, 1990

MR. SPEAKER: Your Joint Statutory Committee, Council on Pensions and Insurance, begs leave to report that we have carefully considered and recommend to the appropriate standing committee for passage: House Bill(s) No(s). 2143 (with amendments).

SEN. DUNAVANT, Chairman.

REGULAR CALENDAR

House Bill No. 1564 -- Alcoholic Beverages -- Authorizes wholesalers to repurchase beer from retailers in certain circumstances. Amends TCA 57-6-109.

On motion, House Bill No. 1564 was made to conform with Senate Bill No. 1616.

On motion, Senate Bill No. 1616, on same subject, was substituted for House Bill No. 1564.

Rep. Rhinehart moved that Senate Bill No. 1616 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	89
Noes.	0

Representatives voting aye were: Anderson, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 89.

A motion to reconsider was tabled.

*House Bill No. 1837 -- Public Funds and Financing -- Adds utility districts to those entities with whom local governments have power to act under the Local Government Public Obligations Act of 1986. Amends TCA 9-21-107.

Rep. Rhinehart moved that House Bill No. 1837 be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 1837 by deleting SECTION 1, and SECTION 2, in their entirety and substituting the following new sections:

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SECTION 1. Section 9-21-107, Tennessee Code Annotated, is amended by deleting subsection (3) in its entirety and substituting a new subsection (3) as follows:

(3) To contract debts for the construction of any public works project or for the local government's share of the cost of any joint public works project, to contract debts in order to make grants, donations, reimbursements or loans to one or more local governments, local government instrumentalities, or utility districts for the construction of any public works project, to borrow money, to issue bonds or notes to finance such construction, grant, donation, reimbursement or loan, to provide for the rights of the holders of such bonds or notes and to secure such bonds or notes as hereinafter provided;

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Rhinehart moved that House Bill No. 1837, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Anderson, Austin, Bell, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Gala, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 89.

A motion to reconsider was tabled.

*House Bill No. 1797 -- Insurance, Health, Accident -- Authorizes certain members of state insurance committee to designate alternate representatives to attend meetings under certain conditions. Amends TCA, Title 8, Chs. 27, 44.

Rep. Rhinehart moved that House Bill No. 1797 be reset one week to the Calendar for Monday, March 5, 1990, which motion prevailed.

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***House Bill No. 1256 -- Election Laws --** Requires referendum for Shelby County relative to party affiliation of candidates for public office. Amends TCA, Title 2, Ch. 13.

Rep. U. Jones moved that House Bill No. 1256 be reset three weeks to the Calendar for Monday, March 19, 1990, which motion prevailed.

House Bill No. 2100 -- Pardons and Paroles -- Authorizes parole board to begin custodial parole after inmate reaches custodial parole eligibility date. Amends TCA 40-20-110.

On motion, House Bill No. 2100 was made to conform with Senate Bill No. 2238.

On motion, Senate Bill No. 2238, on same subject, was substituted for House Bill No. 2100.

Rep. Naifeh moved that Senate Bill No. 2238 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 88.

Representatives voting no were: Stamps -- 1.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on Senate Bill No. 2238 and have this statement entered in the Journal.

Rep. Brenda Turner

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REGULAR CALENDAR, CONTINUED

*House Bill No. 1814 -- Banks and Financial Institutions -- Authorizes statewide branch banking; provides application approval procedure. Amends TCA, Title 45.

On motion, House Bill No. 1814 was made to conform with Senate Bill No. 2220.

On motion, Senate Bill No. 2220, on same subject, was substituted for House Bill No. 1814.

Rep. Naifeh moved that Senate Bill No. 2220 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Garrett, Givens, Good, Gunnels, Halteman, Harrell, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Useery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

House Bill No. 2104 -- Racing -- Clarifies investigative and enforcement functions of racing commission. Amends TCA 4-36-105, 4-36-210, 217, 4-36-302, 304, 306.

Rep. Naifeh moved that House Bill No. 2104 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2104 by deleting in its entirety the amendatory language of Section 6 and substituting instead the following:

(C)(i) Fingerprinting of each person applying to the commission for a license, as a prerequisite for licensure. The commission shall submit such fingerprints to the federal bureau of investigation and to the Tennessee bureau of investigation for the purpose of determining whether the fingerprinted applicant has any recorded arrests or convictions.

(ii) Instead of being fingerprinted by the commission's security division, the commission may allow an applicant for licensure to submit the applicant's fingerprints to the Association of Racing Commissioners International (A.R.C.I.) in accordance with the procedures established pursuant to the federal Parimutuel Licensing Simplification Act of 1988, when the results of such submittal will be acceptable for the commission's licensing purposes. The commission may require that each such applicant also submit a fingerprint card to the commission.

(iii) The commission may by rule establish the frequency of submission of fingerprints by applicants and a fee for the background checks enabled by the submission of fingerprints.

AND FURTHER AMEND by deleting, in the amendatory language of Section 1, subsection (b) in its entirety and substituting instead the following:

(b) All records of the commission shall be open to inspection by the public during regular office hours except the following:

(1) All records and information pertaining to the testing of humans for the presence of alcohol and/or drugs, including but not limited to medical information, the results of any urine or breathalyzer test, and any reports filed as a result of attending a supervisory treatment program, except for their use with respect to a hearing before the stewards, judges, commission, or commission designee;

(2) Investigative records of the commission's security division; and

(3) Criminal history information, also known as "rap sheets", obtained by the commission from the federal bureau of investigation, Tennessee bureau of investigation, or any other law enforcement agency.

AND FURTHER AMEND by deleting Section 2 in its entirety and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-36-217, is amended by deleting the text thereof in its entirety, and substituting instead the following:

(a) Any party who is the subject of any order or ruling of the stewards or judges may appeal to the commission with respect to such stewards' and judges' order or ruling other than as to the extent of disqualification for a foul in a race or as to a finding of fact concerning an incident occurring during the running of a race.

(b)(1) Disciplinary hearings conducted the stewards or judges and appeals therefrom shall comply with rules of procedure promulgated by the commission and shall not be subject to the provisions of the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5.

(2) An appeal in the case of any person penalized or disciplined by the stewards or judges may be made to the commission. An appeal shall:

(A) Be filed in writing at the office of the commission within five (5) days of the date of such penalty or discipline; and

(B) Be signed by the person making it and must set forth the person's reasons therefore.

(c) An appeal from the decision of the stewards or judges to the commission shall not affect that decision until the appeal has been sustained or dismissed or a stay order issued.

(d)(1) An appeal hearing may be conducted by the commission, or may be conducted by a hearing officer appointed by the commission to serve in its place. The hearing officer may be the commission's executive secretary or other staff member, an administrative judge from the administrative procedures division of the department of state, or any other qualified person. A hearing officer may be a state employee, serve by contract, or be paid on a per diem basis at the discretion of the commission.

(2) The commission or its hearing officer, upon receipt of a written appeal, shall promptly grant a hearing and render a decision within a meaningful time. Any continuance of a hearing must be responsible in duration and for just cause.

(3) The hearing officer may, in receiving evidence on behalf of the commission, make such rulings affecting the competency, relevancy, and materiality of evidence to be presented and rule upon any motions presented. The commission may require the entire record to be certified to it for decision, and the hearing officer shall submit written findings of

fact, conclusions of law and recommendations which shall be incorporated in and become a part of the record. In the absence of a requirement by the commission that a record be certified to it for decision, the hearing officer shall render an initial decision, and in the absence of either an appeal to the commission or a review upon motion of the commission, the hearing officer's initial decision shall become the decision of the commission.

(4) The commission is duly authorized to promulgate rules setting forth further procedures for appeals filed pursuant to this section.

AND FURTHER AMEND by deleting Section 3 in its entirety and renumbering the subsequent sections accordingly.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Naifeh moved that House Bill No. 2104, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	80
Noes.	9
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Garrett, Givens, Good, Haldeman, Hassell, Head, Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Peroulas, Phillips, Pinion, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 80.

Representatives voting no were: Bittle, Gunnels, Harrill, Haun, Holcomb, Moody, Niceley, Purcell, Rhinehart -- 9.

Representatives present and not voting were: Henry (Putnam) -- 1.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a

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desire to change my original stand from no to aye on House Bill No. 2104 and have this statement entered in the Journal.

Rep. H. E. Bittle

REGULAR CALENDAR, CONTINUED

*House Bill No. 2509 -- Fire Prevention and Investigation -- Exempts certain warehouses from building code and fire safety restrictions. Amends TCA, Title 68, Ch. 17.

Rep. Naifeh moved that House Bill No. 2509 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 2509 by deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1.

(a) For the purposes of this act, unless the context clearly requires otherwise, the terms of this act shall be defined as follows:

(1) "Building code" means any nationally recognized code which has been incorporated by reference by a local government or any code which has been implemented by ordinance or resolution by a local government;

(2) "Combustible fiber" includes, but is not limited to, cotton.

(b) Notwithstanding any provision of law or building code standard or fire safety standard to the contrary, a warehouse designed or used to house any combustible fiber shall have a maximum capacity of not more than fifteen thousand bales of such fiber, and a single compartment of any such warehouse shall in no event exceed sixty thousand (60,000) square feet of floor space.

(c) Compartments of any warehouse designed or used to house any combustible fiber shall be separated by one of the following methods:

(1) One hundred feet (100') of clear space; or

(2) A four (4) hour masonry fire wall.

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On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Naifeh moved that House Bill No. 2509, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Gaia, Garrett, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives present and not voting were: Givens -- 1.

A motion to reconsider was tabled.

*House Bill No. 1565 -- Taxes, Hotel Motel -- Authorizes hotel-motel tax in certain municipalities. Amends TCA, Title 7, Ch. 4; Title 67, Ch. 4.

On motion, House Bill No. 1565 was made to conform with Senate Bill No. 1809.

On motion, Senate Bill No. 1809, on same subject, was substituted for House Bill No. 1565.

Rep. Garrett moved that Senate Bill No. 1809 be passed on third and final consideration.

On motion of Rep. King, Government Operations Committee Amendment No. 1 was withdrawn.

Rep. Garrett moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1809 by adding after the word "municipalities" in Section 1 and after the word "municipality" in Sections 3 and 5 the following:

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with a population of five thousand (5,000) or more according to the 1980 federal census or any subsequent federal census

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Garrett moved that Senate Bill No. 1809, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0
Present and not voting	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Garrett, Givens, Good, Gunnels, Hatteman, Harrill, Hassell, Haun, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives present and not voting were: Head -- 1.

A motion to reconsider was tabled.

*House Bill No. 1697 -- Taxes, Sales -- Provides that rate of tax on certain materials used by contractors be based on purchase price rather than fair market value. Amends TCA 87-6-209.

On motion, House Bill No. 1697 was made to conform with Senate Bill No. 2268.

On motion, Senate Bill No. 2268, on same subject, was substituted for House Bill No. 1697.

On motion of Rep. Bragg, Finance, Ways and Means Committee Amendment No. 1 was withdrawn.

Rep. Bragg moved that Senate Bill No. 2268 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

*House Bill No. 1634 -- Intergovernmental Relations -- Allocates funds from TVA in lieu of tax payments of TACIR. Amends TCA 67-9-102.

On motion, House Bill No. 1634 was made to conform with Senate Bill No. 1772.

On motion, Senate Bill No. 1772, on same subject, was substituted for House Bill No. 1634.

Rep. Bragg moved that Senate Bill No. 1772 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives voting no were: Niceley -- 1.

A motion to reconsider was tabled.

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House Bill No. 2147 -- Loan Companies -- Authorizes industrial loan and thrift companies to impose a fixed charge for processing dishonored instruments. Amends TCA 45-5-403.

Rep. Rhinehart moved that House Bill No. 2147 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	78
Noes.	10
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Kent, Kisber, Love, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 78.

Representatives voting no were: Burnett, DeBerry, Dixon, Herron, Jones, U. (Shelby), Kernell, King, Niceley, Pruitt, Turner, L. (Shelby) -- 10.

Representatives present and not voting were: Henry (Putnam) -- 1.

A motion to reconsider was tabled.

***House Bill No. 1718 -- Liens -- Clarifies extent of nurseryman's lien. Amends TCA 66-11-101, 118.**

On motion, House Bill No. 1718 was made to conform with Senate Bill No. 1926.

On motion, Senate Bill No. 1926, on same subject, was substituted for House Bill No. 1718.

Rep. Hillis moved that Senate Bill No. 1926 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	80
Noes.	7
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain,

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Callicott, Clark, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Gaia, Givens, Good, Gunnels, Harrill, Hassell, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 80.

Representatives voting no were: Chiles, Coffey, Haun, Henry (Putnam), Niceley, Sipes, Stamps -- 7.

Representatives present and not voting were: Dixon -- 1.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to no on Senate Bill No. 1926 and have this statement entered in the Journal.

Rep. Beth Halteman

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to no on Senate Bill No. 1926 and have this statement entered in the Journal.

Rep. Gary Odom

REGULAR CALENDAR, CONTINUED

House Bill No. 1882 -- Sentencing -- Revises criminal code and sentencing law. Amends TCA, Titles 39, 40, 53, 55.

Rep. Burnett moved that House Bill No. 1882 be reset two weeks to the Calendar for Monday, March 12, 1990, which motion prevailed.

PRESENT IN CHAMBER

Representative Wheeler was recorded as being present in the Chamber.

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REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on the following bills: Senate Bill No. 1616, House Bill No. 1837, Senate Bill No. 1809, Senate Bill No. 2238, Senate Bill No. 2220, House Bill No. 2104, House Bill No. 2509, Senate Bill No. 2268, Senate Bill No. 1772 and House Bill No. 2147 and have this statement entered in the Journal.

Rep. Tom Wheeler

REGULAR CALENDAR, CONTINUED

House Bill No. 1880 -- Human Rights -- Expands law of civil rights intimidation; states intent of general assembly. Amends TCA 39-17-309. Repeals TCA 39-17-313.

Rep. Burnett moved that House Bill No. 1880 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	91
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

*House Bill No. 1711 -- Purchasing -- Makes purchasing laws applicable to city or county purchases from proceeds derived from drug fines and forfeitures. Amends TCA, Title 39, Ch. 17, Pt. 4; Title 53, Ch. 11, Pt. 4.

Rep. Buck moved that House Bill No. 1711 be reset one week to the Calendar for Monday, March 5, 1990, which motion prevailed.

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House Bill No. 1680 -- Psychologists -- Authorizes psychologists to participate in emergency and judicial commitment activities. Amends TCA 33-6-103, 104.

On motion, House Bill No. 1680 was made to conform with Senate Bill No. 1653.

On motion, **Senate Bill No. 1653**, on same subject, was substituted for House Bill No. 1680.

On motion of Rep. Buck, Judiciary Committee Amendment No. 1 was withdrawn.

Rep. West moved that **Senate Bill No. 1653** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 1654 -- Boards and Commissions -- Revises certain provisions relative to the registration and discipline of geologists. Amends TCA, Title 62, Ch. 36.

Rep. Scruggs moved that House Bill No. 1654 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	89
Noes.	5
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox),

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DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Good, Gunnels, Halteman, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 89.

Representatives voting no were: Givens, Harrill, Holcomb, Moody, Napier -- 5.

Representatives present and not voting were: Yelton -- 1.

A motion to reconsider was tabled.

House Bill No. 1851 -- Codes -- Adopts revised electrical safety code. Amends TCA 68-16-104.

On motion, House Bill No. 1851 was made to conform with Senate Bill No. 2177.

On motion, Senate Bill No. 2177, on same subject, was substituted for House Bill No. 1851.

Rep. Scruggs moved that Senate Bill No. 2177 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

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House Bill No. 2004 -- Taxes, Inheritance Gift -- Authorizes the commissioner of revenue to waive lien for taxes due against estate for certain purposes. Amends TCA 67-8-417.

On motion, House Bill No. 2004 was made to conform with Senate Bill No. 1618.

On motion, **Senate Bill No. 1618**, on same subject, was substituted for House Bill No. 2004.

Rep. Anderson moved that **Senate Bill No. 1618** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 1922 -- Highways, Roads and Bridges -- Exempts state authorized development on scenic highways from building restrictions. Amends TCA 54-17-115.

Rep. Scruggs moved that House Bill No. 1922 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	91
Noes.	3
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam),

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Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Shelby), Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Bragg, Moore (Lawrence), Naifeh -- 3.

Representatives present and not voting were: Herron -- 1.

A motion to reconsider was tabled.

House Bill No. 1767 -- Alcoholic Beverages -- Enacts "The Alcohol Abuse Prevention Act of 1990". Amends TCA, Title 33.

Further consideration of House Bill No. 1767, previously considered on February 22, 1990, at which time Amendment No. 1 was adopted and it was reset to the calendar for February 26, 1990.

On motion, House Bill No. 1767 was made to conform with Senate Bill No. 1876.

On motion, Senate Bill No. 1876, on same subject, was substituted for House Bill No. 1767.

Rep. Kent moved that Senate Bill No. 1876 be passed on third and final consideration.

Rep. Kent moved to amend as follows:

Amendment No. 1

AMEND Senate Bill No. 1876 by deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Title 33, Chapter 8, is amended by adding Sections 2 through 11 of this act as a new part to be appropriately designated.

AND FURTHER AMEND by adding to Section 2 the following as a new subsection to be appropriately designated:

() The general assembly finds that there is a need for alternative programs in the state for the detention and treating of persons intoxicated or incapacitated by alcohol.

AND FURTHER AMEND by deleting from Section 2 the following:

The provisions of this act apply to a county and take effect only when that county has adopted application of this act through the county legislative body and has established programs and procedure for the detention and treatment of such persons.

and by substituting instead the following:

The provisions of this act shall be an alternative to Tennessee Code Annotated, Title 33, Chapter 8, Part 2. The provisions of this act shall apply to a county and shall take effect only upon adoption of a resolution by the county legislative body electing to establish programs and procedures for the detention and treatment of such persons in such county pursuant to this act and to provide appropriate first year funding for such programs.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Kent moved that Senate Bill No. 1876, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	91
Noes.	3

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 91.

Representatives voting no were: Harrill, Moody, Yelton -- 3.

A motion to reconsider was tabled.

House Bill No. 1866 -- Election Laws -- Clarifies provisions in state election laws. Amends TCA 2-2-118, 132, 2-5-206, 208, 216, 2-5-101, 2-6-130.

Further consideration of House Bill No. 1866, previously considered on February 22, 1990, at which time it was reset to the calendar for February 26, 1990.

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On motion, House Bill No. 1866 was made to conform with Senate Bill No. 1626.

On motion, **Senate Bill No. 1626**, on same subject, was substituted for House Bill No. 1866.

Rep. Purcell moved that **Senate Bill No. 1626** be passed on third and final consideration.

On motion of Rep. Love, State and Local Government Committee Amendment No. 1 and Amendment No. 1 to No. 1 were withdrawn.

Rep. Duer moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1626 by deleting Section 6 in its entirety and by renumbering the subsequent sections accordingly.

Rep. Burnett moved the previous question, which motion prevailed.

On motion, Amendment No. 1 was adopted by the following vote:

Ayes.	66
Noes.	25
Present and not voting.	2

Representatives voting aye were: Anderson, Austin, Bell, Bittle, Buck, Burchfield, Burnett, Byrd, Callicott, Chiles, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Knox), DePriest, Duer, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Hillis, Holcomb, Hubbard, Kent, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 66.

Representatives voting no were: Armstrong, Bivens, Bragg, Cain, Clark, Davis (Gibson), DeBerry, Dixon, Herron, Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Naifeh, Pruitt, Purcell, Rhinehart, Stallings, Turner, L. (Shelby), West, Wheeler, Yelton -- 25.

Representatives present and not voting were: Love, Robinson (Hamilton) -- 2.

Thereupon, Rep. Purcell moved that **Senate Bill No. 1626**, as amended, be passed on third and final consideration.

Rep. Buck moved the previous question, which motion prevailed.

Thereupon, Rep. Purcell moved that **Senate Bill No. 1626**, as

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amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0
Present and not voting.	2

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives present and not voting were: Callicott, Napier -- 2.

A motion to reconsider was tabled.

House Bill No. 2588 -- Campbell County -- Prohibits disposal of certain garbage.

Further consideration of House Bill No. 2588, previously considered on February 22, 1990, at which time it was reset to the calendar for February 26, 1990.

Rep. Cross moved that **House Bill No. 2588** be re-referred to the Calendar and Rules Committee, which motion prevailed.

CONSENT CALENDAR

House Bill No. 1637 -- Municipal Government -- Requires city attorney to attend board of commissioners meetings when required by board. Amends TCA 6-21-202.

On motion, House Bill No. 1637 was made to conform with Senate Bill No. 1775.

On motion, **Senate Bill No. 1775**, on same subject was substituted for House Bill No. 1637.

House Bill No. 1770 -- Civil Service -- Exempts certain civil service boards from contested case provisions of Uniform Administrative Procedures Act. Amends TCA 27-9-114.

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On motion, House Bill No. 1770 was made to conform with Senate Bill No. 1650.

On motion, Senate Bill No. 1650, on same subject was substituted for House Bill No. 1770.

House Joint Resolution No. 0560 -- General Assembly, Statement of Intent or Position -- Endorses the 25th Anniversary commemoration of the Land and Water Conservation Fund.

House Bill No. 1849 -- Boards and Commissions -- Changes composition of prevailing wage commission to include commissioner of transportation or designee. Amends TCA 12-4-404.

House Bill No. 1886 -- Dentists -- Upgrades occupational regulatory status of dental hygienists; revises powers of board. Amends TCA, Title 63, Ch. 5.

House Bill No. 2099 -- Juries and Jurors -- Increases grand jury foreman's compensation.

***House Bill No. 1761** -- Bond Issues -- Gives assistant secretary of bond finance committee primary responsibility for preparing and submitting plan of financing. Amends TCA 13-23-120.

On motion, House Bill No. 1761 was made to conform with Senate Bill No. 2195.

On motion, Senate Bill No. 2195, on same subject was substituted for House Bill No. 1761.

House Bill No. 1924 -- Courts, General Sessions -- Confers upon general sessions courts of certain counties same contempt power as courts of record. Amends TCA 16-15-713.

On motion, House Bill No. 1924 was made to conform with Senate Bill No. 2269.

On motion, Senate Bill No. 2269, on same subject was substituted for House Bill No. 1924.

***House Bill No. 1598** -- Civil Procedure -- Expands time allowed for judicial or deed of trust sale on sale day. Amends TCA 35-5-109, 108.

House Bill No. 1919 -- Hearing and Hearing Aids -- Encourages Tennessee schools to offer courses in American sign language. Amends TCA 4-1-405; Title 49, Ch. 6, Pt. 10.

***Senate Joint Resolution No. 0469** -- Naming and Designating -- Names Chapel in John Wilder Youth Department Center in honor of Floyd Ray Key.

House Joint Resolution No. 0649 -- Memorials, Condolence -- Honors memory of Annie Elligan McDonald.

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House Joint Resolution No. 0650 -- Memorials, Condolence -- Honors memory of Carl Skeen.

House Bill No. 2592 -- Rossville -- Continues corporate existence; provides new charter.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Bill No. 1598 was objected to by Rep. Chiles.

House Bill No. 1886 was objected to by Rep. Chiles.

House Bill No. 2099 was objected to by Rep. Chiles.

Under the rules, House Bill(s) No(s). 1598, 1886 and 2099 was/were placed at the foot of the calendar for Wednesday, February 28, 1990.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisher, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

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MESSAGE CALENDAR

MOTION TO RECONSIDER

***Senate Bill No. 1607** -- Correction, Dept. of -- Authorizes commissioner to confiscate certain items detrimental to security. Amends TCA, Title 4, Ch. 6.

Rep. Rhinehart moved to lift from the table the motion to reconsider Senate Bill No. 1607, which motion prevailed.

Rep. Rhinehart moved to reconsider action in passing Senate Bill No. 1607, which motion prevailed.

On motion, the House reconsidered its action in adopting Amendment No. 1; on motion, Amendment No. 1 was withdrawn.

Rep. Williams moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 1607 by adding the following sentence at the end of section 2:

Provided, however, contraband shall not include cash lawfully in possession of an inmate for allowable purposes within an institutions.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Rhinehart moved that **Senate Bill No. 1607**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

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UNFINISHED BUSINESS

BILL RETURN REQUESTED

Pursuant to Rule No. 54, Rep. DePriest moved that the Clerk request the return of House Bill No. 1744 from the Governor.

Rep. Dixon objected to the recall of House Bill No. 1744.

Thereupon, Rep. DePriest renewed his motion that the Clerk request the return of House Bill No. 1744 from the Governor, which motion prevailed by the following vote:

Ayes.	46
Noes.	28
Present and not voting.	10

Representatives voting aye were: Anderson, Bell, Bittle, Callicott, Chiles, Clark, Coffey, Cole, Collier, Cross, Curlee, Davidson, DePriest, Duer, Gaia, Givens, Gunnels, Harrill, Haun, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holt, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Napier, Niceley, Pinion, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Shirley, Stallings, Ussey, Webb, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 46.

Representatives voting no were: Armstrong, Burchfield, Burnett, Byrd, Cain, Crain, DeBerry, Dixon, Henry (Roane), Holcomb, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, Peroulas, Pruitt, Robinson (Hamilton), Scruggs, Sipes, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Williams -- 28.

Representatives present and not voting were: Bivens, Bragg, Davis (Knox), Good, Halteman, Hassell, Hubbard, Moody, Naifeh, Odom -- 10.

RULES SUSPENDED

Rep. Winningham moved to suspend Rule No. 81(1), relative to the time for placing bills on notice in Committee, so that House Bill No. 2143 can be heard by the Labor and Consumer Affairs Committee on Wednesday, February 28, 1990, which motion prevailed.

RULES SUSPENDED

Rep. Phillips moved to suspend Rule No. 49 (48-hour rule) to allow bills moved from Calendar and Rules on Tuesday, February 27, 1990, to be set on floor calendar(s) Wednesday, February 28, 1990, which motion prevailed.

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NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, February 28, 1990:

House Bill No. 800: Rep. Buck.

MOTION TO SUSPEND RULES

Rep. Copeland moved to suspend Rule No. 81(1), relative to the time for placing bills on notice in Committee, so that House Bill No. 2467 can be heard by the State and Local Government Committee on Tuesday, February 27, 1990, to which Rep. Love objected.

Thereupon, Rep. Copeland renewed his motion to suspend Rule No. 81(1), which motion failed by the following vote:

Ayes.	56
Noes.	25
Present and not voting.	5

Representatives voting aye were: Anderson, Bittle, Bivens, Bragg, Burchfield, Byrd, Cain, Chiles, Coffey, Cole, Collier, Copeland, Davidson, Davis (Cocke), Davis (Knox), DePriest, Dixon, Duer, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Holcomb, Hubbard, Huskey, McAfee, McDaniel, Moore (Shelby), Naifeh, Niceley, Peroulas, Phillips, Ridgeway, Robinson (Washington), Scruggs, Severance, Sipes, Stamps, Starnes, Turner (Hamilton), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood -- 56.

Representatives voting no were: Armstrong, Austin, Buck, Burnett, Crain, Curlee, Davis (Gibson), DeBerry, Gaia, Holt, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, Moore (Lawrence), Pruitt, Robinson (Davidson), Shirley, Stallings, Turner, C. (Shelby), Turner, L. (Shelby), Wheeler, Yelton -- 25.

Representatives present and not voting were: Hobbs, Napier, Pinion, Purcell, Robinson (Hamilton) -- 5.

RULES SUSPENDED

Rep. Holcomb moved that the rules be suspended for the purpose of recalling House Joint Resolution No. 633 from the Calendar and Rules Committee for immediate consideration, which motion prevailed.

House Joint Resolution No. 0633 -- Naming and Designating -- Designates March 2, 1990 as "Arbor Day"; commends Bristol for planting 1,000,000 trees by 1996.

On motion of Rep. Holcomb, the resolution was adopted by the following vote:

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Ayes.	91
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

BILL RETURN REQUESTED

Pursuant to **Rule No. 54**, Rep. Harrill moved that the Clerk request the return of House Bill No. 2580 from the Senate, which motion prevailed.

BILL RETURN REQUESTED

Pursuant to **Rule No. 54**, Rep. Harrill moved that the Clerk request the return of House Bill No. 2581 from the Senate, which motion prevailed.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1855: Rep(s). Bittle added as prime sponsor(s).

House Bill No. 2217: Rep(s). Bragg added as prime sponsor(s).

ANNOUNCEMENTS

The Speaker announced that due to the inability of Rep. Jim Henry (Roane) to attend the Conference Committee meeting on Senate Bill No. 959, he appointed Rep. Pinion to serve in Rep. Henry's absence.

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JOINT STUDY COMMITTEE REPORT
February 26, 1990

The Joint Committee to Study Discipline in Tennessee Public Schools, pursuant to Senate Joint Resolution No. 175 of 1989, has completed its work and submitted its final report, which is on file in the Clerk's office.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 0104 -- Memorials, Professional Achievement -- Honors Ailene Click, Putnam County Teacher of the Year. by *Henry Dwight.

The Speaker referred House Resolution No. 104 to the Calendar and Rules Committee.

House Resolution No. 0105 -- Memorials, Congratulations -- Honors Pat Moore, Putnam County Teacher of the Year. by *Henry Dwight.

The Speaker referred House Resolution No. 105 to the Calendar and Rules Committee.

House Resolution No. 0106 -- Memorials, Professional Achievement -- Congratulates Carol Fuller, Putnam County Teacher of the Year. by *Henry Dwight.

The Speaker referred House Resolution No. 106 to the Calendar and Rules Committee.

House Resolution No. 0107 -- Memorials, Sports -- Honors Cookeville High School basketball coach Bill Davidson on his 600th victory. by *Henry Dwight.

The Speaker referred House Resolution No. 107 to the Calendar and Rules Committee.

*House Joint Resolution No. 0648 -- Memorials, Congress -- Urges Congress to set certain national air quality goals. by *Napier, *West, *Copeland, *Rhinehart, *Garrett, *Bragg, *Naifeh, *Moore C, *Hobbs, *Kisber.

The Speaker referred House Joint Resolution No. 648 to the Conservation and Environment Committee.

House Joint Resolution No. 0651 -- Memorials, Professional Achievement -- Honors Eddy Arnold. by *Stallings.

The Speaker referred House Joint Resolution No. 651 to the Calendar and Rules Committee.

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**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Senate Joint Resolution No. 0481 -- Memorials, Heroism --
Congratulates Kenneth Davidson and David Woodruff on their
successful emergency landing.

The Speaker referred Senate Joint Resolution No. 481 to the
Calendar and Rules Committee.

Senate Joint Resolution No. 0482 -- Memorials, Congratulations
-- Honors Fairview High School freshman engineering team for placing
second in national competition.

The Speaker referred Senate Joint Resolution No. 482 to the
Calendar and Rules Committee.

SENATE BILLS ON FIRST CONSIDERATION

On motion, the Senate Bills listed below, transmitted to the
House were held on the Clerk's desk as noted.

***Senate Bill No. 1/50 -- Municipal Government --** Revises
beginning date for commissioner's term of office. Amends TCA
6-20-109.

Held on the Clerk's desk pending third consideration of
companion House Bill No. 1716.

***Senate Bill No. 1848 -- Election Laws --** Authorizes national
committee of political party to contribute to state political party
executive committee. Amends TCA 2-19-132, 133.

Held on the Clerk's desk pending third consideration of
companion House Bill No. 1894.

***Senate Bill No. 1909 -- Election Laws --** Authorizes runoff
elections in cities having mayor alderman government. Amends TCA,
Title 6.

Held on the Clerk's desk pending third consideration of
companion House Bill No. 1964.

***Senate Bill No. 1928 -- Motor Vehicles --** Creates presumption
of fitness to drive motor vehicle if operator has good driving
record. Amends TCA 55-50-505.

Held on the Clerk's desk pending third consideration of
companion House Bill No. 1978.

Senate Bill No. 1989 -- Correctional Programs -- Allows use of
state prison labor by federal government. Amends TCA, Title 41,
Ch. 9.

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Held on the Clerk's desk pending third consideration of companion *House Bill No. 1719.

***Senate Bill No. 2126 -- Taxes, Privilege --** Imposes tax on unlawful sale or possession of controlled substances; establishes formula for distribution of proceeds. Amends TCA, Title 67, Ch. 4, Pt. 4.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2094.

Senate Bill No. 2199 -- Bond Issues -- Authorizes investment of bond proceeds in certain securities. Amends TCA 5-8-301, 6-56-106, 7-82-108.

Held on the Clerk's desk pending third consideration of companion *House Bill No. 1840.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted.

House Bill No. 2594 -- Niota -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES
February 26, 1990**

In accordance with **Rule No. 48**, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 2594.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
February 26, 1990**

MR. SPEAKER: The officers of your Calendar and Rules Committee beg leave to report that we have set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **Wednesday, February 28, 1990:** House Resolution(s) No(s). 104, 105, 106 and 107; House Joint Resolution(s) No(s). 651; House Bill(s) No(s). 2594; also, Senate Joint Resolution(s) No(s). 481 and 482.

PHILLIPS, Chairman.

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SIGNED
February 26, 1990

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 1606, 1625, 1682, 1759, 1839, 1869, 1878, 1910, 1966 and 1990; also, Senate Joint Resolution(s) No(s). 477, 478, 480, 493, 500, 501 and 502.

MESSAGE FROM THE SENATE
February 26, 1990

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 645; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
February 26, 1990

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1578 and 1817; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS
February 26, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1654, 1837, 1880, 1922 and 2147; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS
February 26, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 2104 and 2509; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

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MESSAGE FROM THE SENATE

February 26, 1990

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1979, 2188, 2195, 2410 and 2579; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

February 26, 1990

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1806, 2306, 2447 and 2596; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Bill No. 1806 -- Election Laws -- Permits partial paper ballot when voting machine will not accommodate entire ballot. Amends TCA, Title 2.

*Senate Bill No. 2306 -- Sunset Laws -- Extends termination date of the publications committee. Amends TCA, Title 4, Chs. 1, 29; Title 12, Ch. 7.

Senate Bill No. 2447 -- Highway Signs -- Designs large portion of I-40 as "Troy A. McGill Memorial Interstate Highway".

Senate Bill No. 2596 -- Highway Signs -- Designates certain state highway "The Historic Avery Trace".

MESSAGE FROM THE SENATE

February 26, 1990

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 431, 448, 457, 458, 459, 463, 464, 465 and 487; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 0431 -- Highway Signs -- Designates certain parkway in Clarksville as "101st Airborne (Air Assault) Parkway".

*Senate Joint Resolution No. 0448 -- Memorials, Congress -- Urges study of feasibility of straightening US 129 from Maryville to North Carolina line.

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*Senate Joint Resolution No. 0457 -- Highway Signs -- Designates certain portion of State Highway 25W as "Lonas B. Chapman Memorial Highway".

*Senate Joint Resolution No. 0458 -- Highway Signs -- Designates certain bridge on I-275 in Knox County as "Albert J. Henkel Bridge".

*Senate Joint Resolution No. 0459 -- General Assembly, Studies -- Requests Tennessee Higher Education Commission to conduct study on graduate student stipends.

*Senate Joint Resolution No. 0463 -- Highway Signs -- Names Camden Bypass the "Representative W.C. Herndon Jr. Memorial Bypass".

*Senate Joint Resolution No. 0464 -- Highway Signs -- Renames the U.S. 70, Tennessee 1 bridge across Tennessee River between Humphreys and Benton Counties as Hickman-Lockhard Bridge".

*Senate Joint Resolution No. 0465 -- Highway Signs -- Designates bridge spanning Tennessee River between Benton and Humphreys Counties on I-40 as "Senator John Wyly and Mildred Jolly Lashlee Memorial Bridge".

Senate Joint Resolution No. 0487 -- Memorials, Retirement -- Honors Walter R. Kern.

ENGROSSED BILLS
February 26, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1849, 1919 and 2592; also, House Joint Resolution(s) No(s). 560, 633, 649 and 650; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
February 26, 1990

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 633; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ROLL CALL

The roll call was taken with the following results:

Present 94

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Representatives present were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

On motion of Rep. Naifeh, the House adjourned until 2:00 p.m., Wednesday, February 28, 1990.